



General Assembly

February Session, 2002

Amendment

LCO No. 4421

SB0049104421SD0

Offered by:

SEN. PETERS, 20th Dist.

To: Subst. Senate Bill No. 491

File No. 355

Cal. No. 237

"AN ACT CONCERNING MINOR REVISIONS TO UTILITY STATUTES."

1 Strike everything after the enacting clause and substitute the
2 following in lieu thereof:

3 "Section 1. Section 16-19e of the general statutes is amended by
4 adding subsection (g) as follows (*Effective from passage*):

5 (NEW) (g) The department shall, upon application or upon its own
6 motion, modify a rate plan for any gas or electric public service
7 company that has (1) as part of its existing rate plan, an earnings
8 sharing mechanism, and (2) has personal property, the value of which
9 is established, that increased or decreased in any municipality due to a
10 change in the valuation methodology used by said municipality for the
11 purpose of assessment of municipal property taxes. Such modification
12 shall increase or decrease revenue requirements in an amount
13 necessary to reflect the amount of increase or decrease in property
14 taxes and, in the case of an increase, to reflect no more than the amount

15 of increase that is the result of valuation of said property at its net book
16 value. Where the valuation of the property for tax purposes exceeds
17 net book value, the department may only increase revenue
18 requirements necessary to reflect the amount of taxes that results from
19 the higher than net book valuation after a final judgment from a
20 Superior Court that determines the market value of such property or
21 upon the approval by the department of a settlement that the
22 department determines is in the interest of the company and its
23 customers.

24 Sec. 2. Subsection (a) of section 16-258a of the general statutes, as
25 amended by section 10 of public act 01-49, is repealed and the
26 following is substituted in lieu thereof (*Effective from passage*):

27 (a) Each person that sells natural gas to an end user in the state and
28 is not (1) a gas company, as defined in section 16-1, as amended, (2) a
29 municipal gas utility established under chapter 101 or any other gas
30 utility owned, leased, maintained, operated, managed or controlled by
31 any unit of local government under any general statute or any public
32 or special act, [or] (3) a gas pipeline or gas transmission company
33 subject to the provisions of chapter 208, or (4) an entity that sells
34 natural gas only for use by an electric generation facility subject to
35 registration with the department pursuant to section 16-258b, shall
36 register with the Department of Public Utility Control prior to making
37 any such sale by filing a form supplied by said department.

38 Sec. 3. (NEW) (*Effective from passage*) To the extent that any
39 requirement in any certification proceeding decision rendered under
40 section 16-50p of the general statutes, as amended, requires alternative
41 construction practices for a facility described in subdivision (1) or (4) of
42 subsection (a) of section 16-50i of the general statutes, the cost of such
43 facility, as of its in-service date, shall be recovered in rates to the extent
44 that such costs have not been recovered from customers in wholesale
45 rates, notwithstanding the provisions of subdivision (2) of subsection
46 (a) of section 16-244c of the general statutes."

This act shall take effect as follows:	
Section 1	<i>from passage</i>
Sec. 2	<i>from passage</i>
Sec. 3	<i>from passage</i>